

04-07-04

#127244

PTO/SB/21 (02-04)

Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/980,659
Filing Date	April 4, 2002
First Named Inventor	Sakamoto et al
Art Unit	3742
Examiner Name	John A. Jeffrey
Attorney Docket Number	MS-1

Total Number of Pages in This Submission 55

**ENCLOSURES (Check all that apply)**

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Reply	<input checked="" type="checkbox"/> Petition	<input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Copy of Postcard Showing Timely Response	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

**RECEIVED**

APR 13 2004

TECHNOLOGY CENTER R3700

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

Firm or Individual name	Nancy A. Pappas
Signature	<i>Nancy A. Pappas</i>
Date	04/06/04

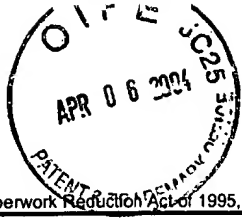
**CERTIFICATE OF TRANSMISSION/MAILING**

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Nancy A. Pappas		
Signature	<i>Nancy A. Pappas</i>	Date	04/6/04

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## Certificate of Mailing under 37 CFR 1.8

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P.O. Box 1450  
Alexandria, VA 22313-1450

on 4/06/04  
Date

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APR 13 2004

TECHNOLOGY CENTER R3700

Nancy A. Pappas  
Signature

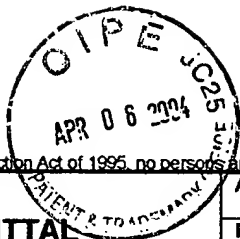
NANCY A. PAPPAS

Typed or printed name of person signing Certificate

Note: Each paper must have its own certificate of mailing, or this certificate must identify each submitted paper.

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PTO/SB/21 (08-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application Number	09/980,659
	Filing Date	4/4/02
	First Named Inventor	Sakamoto et al
	Art Unit	3742
	Examiner Name	John A. Jeffrey
Total Number of Pages in This Submission	Attorney Docket Number	MS-1

ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> After Allowance communication to Technology Center (TC)
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<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<div>RECEIVED APR 13 2004 TECHNOLOGY CENTER R3700</div>	
<input type="checkbox"/> Response to Missing Parts/Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm or Individual name	Nancy A. Pappas, Reg. No. 34,099	
Signature	<i>Nancy A. Pappas</i>	
Date	10/0/03	

CERTIFICATE OF TRANSMISSION/MAILING		
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.		
Typed or printed name	Mariko Sakamoto	
Signature		Date

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

## Complete if Known

Application Number 09/980,659  
Filing Date 04/04/2002  
First Named Inventor Sakamoto et al  
Examiner Name John A. Jeffrey  
Art Unit 3742  
Attorney Docket No. MS-1

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TECHNOLOGY CENTER R3700

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit  
Account  
Number  
Deposit  
Account  
Name

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$)

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims 24 -20\*\* = 4 X 9 = 36  
Independent Claims -3\*\* = X =  
Multiple Dependent X =

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$ 36.00

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$)

## SUBMITTED BY

(Complete if applicable)

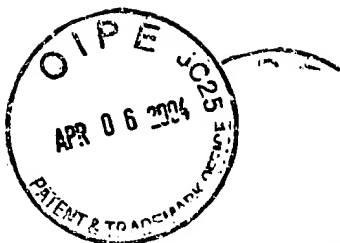
Name (Print/Type) Nancy A. Pappas Registration No. 34,099 Telephone 813/977-1373  
Signature [Signature] Date 10/2/03

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

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MS-1



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: Atsunobu Sakamoto et al

Application No 09/980,659

Group No.: 3742

Filed: 04/04/2002

Examiner: John A. Jeffery

For: Heater Wire for Device Such as Impulse Sealer

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APR 13 2004

TECHNOLOGY CENTER R3700

**Commissioner for Patents  
Washington, D.C. 20231**

**INFORMATION FOR WITHDRAWAL OF ABANDONMENT  
PTO HAS NO EVIDENCE THAT MAILED CORRESPONDENCE RECEIVED**

**REQUEST**

1. Applicant requests that the abandonment in this case be withdrawn.

**PROMPTNESS OF THIS SUBMISSION**

2. This information is being submitted promptly after applicant has learned of the abandonment on the basis of failure to respond to the Office Action of July 9, 2003.

**SUBMISSION**

3. Submitted herewith is: Post Card showing receipt of the Amendment and Power of Attorney. In

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**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. Section 1.8(a))**

I hereby certify that, on the date shown below, this correspondence is being:

**MAILING**

☒ Deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Date:

4/6/04

**FACSIMILE**

☐ Transmitted by facsimile to the Patent and Trademark Office (703) \_\_\_\_-\_\_\_\_.

\_\_\_\_\_  
**Signature**

\_\_\_\_\_  
(type or print name of person certifying)

addition, the originally submitted payment in the amount of a cheque for \$36.00 has been cashed and has cleared Applicant's bank account.

#### **STATEMENT**

4. Attached hereto is documentation attesting to the timely filing of the necessary material to constitute a proper response to the Office Action of July 9, 2003, in the form of an appropriate amendment and the additional paperwork necessary to effect a proper change of attorney, which was also filed with the Amendment. This current response has been delayed due to the mailing of the Notice of Abandonment to the former Attorney of Record and the subsequent mailing of the notice to Japan with the return of this Notice to the US. The above series of mailings has added some time to the ability of the new Agent to respond before now.

5. Please proceed with further examination of this application on the basis of the full response to the Office Action of July 9, 2003 with the appropriate amendment filed on October 9, 2003.

#### **REQUEST FOR WITHDRAWAL OF ABANDONMENT**

6. Acknowledgment of the active status of this application is respectfully requested.

A handwritten signature in dark ink, appearing to read "Nancy A. Pappas", is written over a horizontal line.

Nancy A. Pappas

Reg. No. 34,099

Agent for Applicant

The following received today:

The amendment (29 pages) in Application of Atsunobu Sakamoto et al,  
Appl. No. 09/980,659, filed April 4, 2002,  
Red-lines Specification (18 pages),  
check No. 1028 for \$36, and  
Certificate of Mailing under 37 CFR 1.8:

1102 Rec'd PCT/PTO 09 OCT 2003

EU 363296645 US



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